

AMENDMENT UNDER 37 CFR § 1.111
Serial No. 10/625,696

REMARKS

A total of 72 claims remain in the present application. The foregoing amendments are presented in response to the Office Action mailed October 28, 2004, wherefore reconsideration of this application is requested.

By way of the above-noted amendments, claims 58 and 76 have been amended to correct typographical errors identified therein. Clearly, no new subject matter has been introduced.

Referring now to the text of the Office Action:

- claims 58 and 76 stand objected to because of informalities identified in these3 claims; and
- claims 2-26, 28-50, 53-67 and 69-77 stand rejected under the judicially created doctrine of obviousness-type double patenting, as being unpatentable over claims 1-66 of Applicant's corresponding United States Patent No. 6,687,464.;

The Examiners objections to claims 58 and 76 are believed to be traversed by the above-noted claim amendments.

In response to the Examiner's obviousness-type double patenting rejection of claims 2-26, 28-50, 53-67 and 69-77, applicant submits a Terminal Disclaimer in compliance with 37 C.F.R. § 1.321(c). As noted by the Examiner, the present application is a continuation of the prior United States Patent No. 6,687,464, and shares common inventorship. Common ownership of the prior patent and the present application is established by:

- The prior United States Patent No. 6,687,464 is owned by Nortel Networks Limited by virtue of the Assignment executed by the inventors in favour of Nortel Networks Corporation, which was recorded on January 12, 2000 at Reel/Frame 010513/0727, and the Change of Name from Nortel Networks

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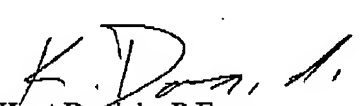
Corporation to Nortel Networks Limited recorded at Reel/Frame 011195/070;
and

- The present application is owned by Nortel Networks Limited by virtue of the same Assignment executed by the inventors in favour of Nortel Networks Corporation, which was at Reel/Frame 010513/0727 in the parent application and presented for recordation against the present application at the time of filing, and the Change of Name from Nortel Networks Corporation to Nortel Networks Limited recorded at Reel/Frame 011195/070.

In light of the foregoing, it is respectfully submitted that the presently claimed invention is clearly distinguishable over the teaching of the cited references, taken alone or in any combination. Thus it is believed that the present application is in condition for allowance, and early action in that respect is courteously solicited.

If any extension of time under 37 C.F.R. § 1.136 is required to obtain entry of this response, such extension is hereby respectfully requested. If there are any fees due under 37 C.F.R. §§ 1.16 or 1.17 which are not enclosed herewith, including any fees required for an extension of time under 37 C.F.R. § 1.136, please charge such fees to our Deposit Account No. 19-5113.

Respectfully submitted,


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